

FARAD CONTINUATION SHEET
APPELLATE SIDE
Civil Writ Petition No.1786 of 2007

Office Notes, Office Memoranda Court's or Judge's orders
of Coram, appearance, Court's
orders or directions and
Registrar's orders

Mr.M.M.Sathaye for petitioner.
Mr.S.S.Kotwal for resp.

CORAM: B.H.MARLAPALLE,J.
April 27, 2007.

P.C.

. RCS No.67 of 1987 was partly
decreed by the learned 5th Jt.Civil
Judge, 3rd Court, Nashik by judgment and
order dated 31/8/1999. Being aggrieved
by the said partial decree the plaintiffs
filed Civil Appeal No. 235 of 2000
before the learned Addl. District Judge
at Nashik. The said Appeal was allowed
by the lower Appellate Court vide its
judgment and order dated 9/8/2006. Both
these orders have been passed by the
Courts subordinate to this Court.

. In view of the order passed by me
in Writ Petition No.4138 of 2006 decided
on 24/8/2006, this petition need not be
entertained on account of the alternate

remedy available under Section 115 of C.P.C. Hence the petition is disposed as such with liberty to file a revision application and if such a revision is filed within a period of four weeks from today, the period of pendency of this petition will be taken into consideration for condonation of delay, if any, in filing the revision application.

Annexures to the petition memo be returned, if applied for.

(B.H.MARLAPALLE,J.)